IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION No. 16610 of 2005

Between:

Smt.Rekha Rani and 4 others

..... PETITIONERS

AND

The Andhra Pradesh Housing Board,

Rep by its Vice Chairman and Housing

Commissioner, Gruha Kalpa,

M.J.Road, Hyderabad

.....RESPONDENT

ORDER:

Seeking a direction to the respondent to take steps for removal of unauthorized erected name boards/sign plates appearing on the compound wall of commercial complex at Kukatpally main Road, Kukatpally, Hyderabad, the present writ petition is filed.

It is the case of the petitioners that they have participated in the auction conducted by the respondent for the sale of shops at Kukatpally and they became as highest bidders in respect of shop Nos.4 and 5 and after payment of entire amount and after completion of all formalities, the respondent executed sale deeds in respect of the said shops in favour of the petitioners on 16.12.2004. For purpose of doing business, the petitioners displayed their shop names on the parapet wall. The

lessees sub-lessees of other floors have erected their name boards in front of their shops with the permission of the respondent, covering the view of their shops. The petitioners made a representation to the respondent on 09.05.2005 requesting to remove the unauthorized name boards erected in front of their shops, but the respondent has not taken any steps in this regard. Hence the petitioners are constrained to approach this Court by filing this writ petition.

Heard the learned counsel for the petitioners and the learned standing counsel for the respondent.

The petitioners are the authorized purchasers of the shops mentioned in the writ petition by paying huge amounts. The respondent ought not to have granted permission to other lessees to erect their name boards in front of the shops of the petitioners. Admittedly, the representation of the petitioners dated 09.05.2005 is pending consideration before the respondent and the respondent has to pass appropriate orders thereon in accordance with law.

Having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition, with a direction to the respondent to consider the representation of the petitioners dated 09.05.2005 and pass appropriate orders thereon, after giving an opportunity to the petitioners, in accordance with law, within a period of 8 (eight) weeks from the date of receipt of a copy of this order.

With the above directions, the Writ Petition is disposed of. No order as to costs.

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ELIPE DHARMA RAO,J

Dated: 28.07.2005

Dsr